

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JAMEY MCKEE,

Plaintiff,

v.

M. ROWE, *et al.*,

Defendants.

No. 4:23-CV-00015

(Chief Judge Brann)

ORDER

AND NOW, this 24th day of January 2024, in accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED** that:

1. Defendants' motion (Doc. 26) for partial dismissal pursuant to Federal Rule of Civil Procedure 12(b)(6) is **DENIED**.
2. Defendants shall file an appropriate responsive pleading pursuant to the Federal Rules of Civil Procedure.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

Chief United States District Judge